

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LINDA J. BLOZIS,	:	CIVIL ACTION NO. 05-891 (SLR)
Plaintiff,		:
vs.	:	
MELLON TRUST OF DELAWARE,	:	
NATIONAL ASSOCIATION; MELLON	:	
BANK, NATIONAL ASSOCIATION;	:	
MELLON FINANCIAL	:	
CORPORATION,	:	
Defendants.		:

**DEFENDANTS' MOTION IN LIMINE TO EXCLUDE PLAINTIFF'S EVIDENCE OF
EMOTIONAL DISTRESS DAMAGES WITH RESPECT TO HER ADEA CASE**

Defendants Mellon Trust of Delaware, National Association, Mellon Bank, National Association, and Mellon Financial Corporation (collectively, "Defendants") hereby move this Court, pursuant to Rules 401 and 403 of the Federal Rules of Evidence, for an Order in the form attached hereto precluding Plaintiff from offering evidence of alleged emotional distress damages in the event the Court grants summary judgment to Defendants on Plaintiff's Title VII and Delaware state law claims, but allows Plaintiff's claims under the Age Discrimination in Employment Act, 29 U.S.C. §§ 621-630 ("ADEA"), to go to trial. Defendants further request that the Court grant such other and further relief as it deems just, proper, and equitable. The

grounds for this motion are set forth fully in the accompanying memorandum of law dated May 22, 2006, the exhibits thereto, and upon all of the pleadings and proceedings heretofore had herein.

Respectfully submitted,

REED SMITH LLP

By:/s/ Thad J. Bracegirdle

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Corporation.

Dated: May 22, 2007

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LINDA J. BLOZIS :
Plaintiff, : CIVIL ACTION NO. 05-891 (SLR)
vs. :
MELLON TRUST OF DELAWARE, : CERTIFICATE OF SERVICE
NATIONAL ASSOCIATION; MELLON :
BANK, NATIONAL ASSOCIATION; :
MELLON FINANCIAL :
CORPORATION :
Defendant. :
:

I, Thad J. Bracegirdle, being a member of the Bar of this Court, do hereby certify
that on May 22, 2007, I caused a true and correct copy of **DEFENDANTS' MOTION IN**
LIMINE TO EXCLUDE PLAINTIFFS' EVIDENCE OF EMOTIONAL DISTRESS
DAMAGES WITH RESPECT TO HER ADEA CASE to be served by electronic filing with
the Court upon the following counsel of record:

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s/Thad J. Bracegirdle
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